

1.1 **Department of Employment and Economic Development**

1.2 **Adopted Exempt Permanent Rules Relating to Minnesota Job Creation Fund**
1.3 **Policies and Procedures**

1.4 The rules proposed and published at State Register, Volume 38, Number 22, pages
1.5 729-734, November 25, 2013 (38 SR 729), are adopted with the following modifications:

1.6 **4301.0200 DEFINITIONS.**

1.7 Subp. 6. **Capital investment.** "Capital investment" has the meaning given in
1.8 Minnesota Statutes, section 116J.8748, subdivision 1, paragraph (d). Capital investment
1.9 does not include costs associated with acquiring real property but does include
1.10 expenditures made by a third-party business only if expenditures are reimbursed directly
1.11 by the designated job creation fund business.

1.12 Subp. 15. **Retained job.** "Retained job" has the meaning given in Minnesota Statutes,
1.13 section 116J.8748, subdivision 1, paragraph (h). If the workers formerly working at another
1.14 Minnesota facility will be located in a new facility, the workers at the former facility must
1.15 be counted as retained. To determine the number of retained jobs, the commissioner shall
1.16 use the employment period at the time of application and during the previous 12 months.

1.17 **4301.0400 APPLICATION PROCEDURES.**

1.18 Subp. 2. **Application content.** The application must include the following
1.19 information:

1.20 G. certification that the business will comply with Minnesota Statutes, sections
1.21 116J.871, ~~116J.993~~, 116J.994, and 116L.66;

1.22 **4301.0600 BUSINESS SUBSIDY PROVISIONS.**

1.23 Subpart 1. **Requirements.** All projects are subject to the business subsidy
1.24 requirements under Minnesota Statutes, ~~sections 116J.993 and~~ section 116J.994.

2.1 **4301.0700 CERTIFICATION AND DISBURSEMENT.**

2.2 Subp. 2. ~~Retention~~ Retained jobs projects. If the project is a ~~retention~~ retained
2.3 jobs project, a business may be certified by the commissioner to receive benefits upon
2.4 receiving verification that the business has: